

06-07-04

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Dated: 6/4/04

Signature:

*Paula Depelteau*  
(Paula Depelteau)

Docket No.: WIBL-P01-549  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Patent Application of:  
Ramaswamy, *et al.*

Application No.: 09/955,920

Confirmation No.: 9860

Filed: September 19, 2001

Art Unit: 1631

For: GENETIC MARKERS FOR TUMORS

Examiner: C. Mahatan

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement dated March 22, 2004, Applicants hereby elect the claims of Group 1 (Claims 1-15 and 76-83), drawn to a method of identifying a tumor, for continued examination. Applicants reserve the right to file a continuing application or take such other appropriate action as deemed necessary to protect the non-elected inventions. Applicants do not hereby abandon or waive any rights in the non-elected inventions.

Responsive to the further requirement for an election of a single marker gene, Applicants hereby elect Galectin-4, Accession No. AB006781\_s\_\_at (first listing on Fig. 4A).

An extension of time to respond to the Restriction Requirement is respectfully requested. A Petition for Extension of Time and the appropriate fee are being filed concurrently.

Also enclosed is a copy of the previously filed Declaration (transmitted with the Reply to Notice to File Missing Parts on April 26, 2002) as requested on page 2 of this Action.

Applicants believe no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 18-1945, from which the undersigned is authorized to draw, under Order No. WIBL-P01-549.

Dated: June 4, 2004

Respectfully submitted,

By Lisa M. Treannie

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